

10/11/01

<b>UTILITY PATENT APPLICATION TRANSMITTAL</b> <small>(Only for new non-provisional applications under 37 CFR 1.53(b))</small>		Attorney Docket No.	<b>2599-104-D4</b>		
		First Inventor	<b>Kelly G. Ammann et al.</b>		
		Title	<b>AUTOMATED DIAGNOSTIC ANALYZER AND METHOD</b>		
<input checked="" type="checkbox"/> <b>Assignee Information:</b> Gen-Probe Incorporated, 10210 Genetic Center Drive, San Diego, California 92121					
<b>APPLICATION ELEMENTS</b> See MPEP Chapter 600 concerning utility patent application contents		ADDRESS TO: <b>Assistant Commissioner of Patents Box Patent Application Washington, DC 20231</b>			
1. <input checked="" type="checkbox"/> Fee Transmittal Form <small>(Submit an original, and a duplicate for fee processing)</small> 2. <input type="checkbox"/> Applicant claims small entity status 3. <input checked="" type="checkbox"/> Specification <small>(preferred arrangement set forth below)</small> <ul style="list-style-type: none"> <li>- Descriptive title of the invention</li> <li>- Cross references to Related Applications</li> <li>- Statement Regarding Fed sponsored R&amp;D</li> <li>- Reference to sequence listing, a table or a computer program listing appendix</li> <li>- Background of the Invention</li> <li>- Brief Summary of the Invention</li> <li>- Brief Description of the Drawings</li> <li>- Detailed Description</li> <li>- Claims</li> <li>- Abstract of the Disclosure</li> </ul> 4. <input checked="" type="checkbox"/> Drawing(s) (35 USC 113)      Total sheets <u>46</u> 5. <input checked="" type="checkbox"/> Oath or Declaration      Total pages <u>4</u> <ul style="list-style-type: none"> <li>a. <input type="checkbox"/> Newly executed (original or copy)</li> <li>b. <input checked="" type="checkbox"/> Copy from a prior application (37 CFR 1.63(d))  <small>(for continuation/divisional with Box 17 completed)</small> <p style="margin-left: 20px;"><b>[Note Box 5 below]</b></p> <ul style="list-style-type: none"> <li>i. <input type="checkbox"/> <b>DELETION OF INVENTOR(S)</b>  <small>Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b)</small></li> </ul> </li> </ul> 6. <input checked="" type="checkbox"/> Application Data Sheet		7. <input type="checkbox"/> CD-ROM or CD-R in duplicate, large table or Computer Program 8. <input type="checkbox"/> Nucleotide and/or Amino Acid Sequence Submission <ul style="list-style-type: none"> <li>a. <input type="checkbox"/> Computer Readable Form (CRF)</li> <li>b. <input type="checkbox"/> Specification Sequence Listing on:           <ul style="list-style-type: none"> <li>i. <input type="checkbox"/> CD-ROM or CD-R (2 copies); or</li> <li>ii. <input type="checkbox"/> paper</li> </ul> </li> <li>c. <input type="checkbox"/> Statement verifying identity of above copies</li> </ul> <b>ACCOMPANYING APPLICATION PARTS</b> 9. <input type="checkbox"/> Assignment Papers (cover sheet & document(s)) 10. <input type="checkbox"/> 37 CFR 3.73(b) Statement <small>(when there is an assignee)</small> <ul style="list-style-type: none"> <li><input type="checkbox"/> Power of Attorney</li> </ul> 11. <input type="checkbox"/> English Translation Document (if applicable) 12. <input checked="" type="checkbox"/> Information Disclosure Statement /PTO 1449 <ul style="list-style-type: none"> <li><input type="checkbox"/> Copies of IDS Citations</li> </ul> 13. <input type="checkbox"/> Preliminary Amendment 14. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) <small>(Should be specifically itemized)</small> 15. <input type="checkbox"/> Certified Copy of Priority Document(s) 16. <input type="checkbox"/> Request and Certification under 35 U.S.C. 122(b)(2)(B)(i) 17. <input type="checkbox"/> Other:			
18. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information below or in an application Data Sheet under 37 CFR 1.76: <input type="checkbox"/> Continuation <input checked="" type="checkbox"/> <b>Divisional</b> <input type="checkbox"/> Continuation-in-part (CIP)    of prior application No.: <b>09/303,030</b>					
Prior application information:    Examiner <u>J. Lundgren</u> Group Art Unit <u>1631</u>					
For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation <u>can only</u> be relied upon when a portion has been inadvertently omitted from the submitted application parts.					
Customer Number or Bar Code Label: <b>6449</b>					
ADDRESS	Rothwell, Figg, Ernst & Manbeck Suite 701-East, 555 13th Street, N.W.				
CITY	Washington	STATE	DC	ZIP CODE	20004
COUNTRY	USA	TELEPHONE	202-783-6040	FAX	202-783-6031
NAME	Richard Wydeven, Registration No. 39,881				
SIGNATURE			DATE	October 11, 2001	

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ic973 U.S. PTO  
09/973862

<b>FEE TRANSMITTAL</b> <b>for FY 2001</b> <b>(Large Entity)</b>		<i>Complete if Known</i>		
		Application Number	Divisional of Serial No. 09/303,030	
		Filing Date	Concurrently Herewith	
		First Named Inventor	Kelly G. AMMANN et al.	
		Group Art Unit	Unknown	
Examiner Name	Unknown			
Total Amount of Payment	(\$)	776.00	Attorney Docket Number	2599-104-D4

**METHOD OF PAYMENT** (check one)

1.  The Commissioner is hereby authorized to charge additional fees and credit any overpayment to Deposit Account Number 02-2135 in the name of Rothwell, Figg, Ernst & Manbeck
2.  Charge any Additional Fee Required Under 37 CFR 1.16 and 1.17
3.  Applicant claims small entity status
4.  Payment Enclosed:
  - Check
  - Credit Card

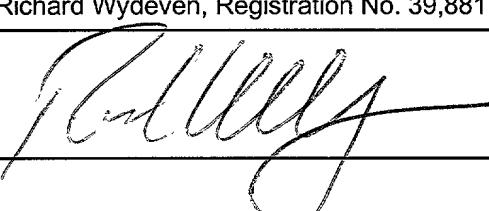
**FEE CALCULATION** (continued)

**3. ADDITIONAL FEES**

Fee Code	Fee Paid	Fee Description	Fee Paid
105	130	Surcharge - late filing fee or oath	[ ]
127	50	Surcharge - late provisional filing fee or cover sheet	[ ]
139	130	Non-English specification	[ ]
147	2,520	For filing a request for reexamination	[ ]
112	920	Requesting publication of SIR prior to Examiner action	[ ]
113	1,840*	Requesting publication of SIR after Examiner action	[ ]
115	110	Extension for reply within first month	[ ]
116	400	Extension for reply within second month	[ ]
117	920	Extension for reply within third month	[ ]
118	1,440	Extension for reply within fourth month	[ ]
128	1,960	Extension for reply within fifth month	[ ]
119	320	Notice of Appeal	[ ]
120	320	Filing a brief in support of an appeal	[ ]
121	280	Request for Oral Hearing	[ ]
138	1,510	Petition to institute a public use proceeding	[ ]
140	110	Petition to revive -unavoidable	[ ]
141	1,280	Petition to revive -unintentional	[ ]
142	1,280	Utility issue fee (or reissue)	[ ]
143	460	Design issue fee	[ ]
144	620	Plant issue fee	[ ]
122	130	Petitions to the Commissioner	[ ]
123	50	Processing fee under 37 CFR 1.17(q)	[ ]
126	180	Submission of Information Disclosure Statement	[ ]
581	40	Recording each patent assignment per property (times number of properties)	[ ]
146	740	Filing a submission after final rejection (37 CFR.129(a))	[ ]
149	740	For each additional invention to be examined(37 CFR 1.129(b))	[ ]
179	740	Request for Continued Examination (RCE)	[ ]
169	900	Request for expedited examination of a design application	[ ]
195	300	Publication fee for early, voluntary, or normal publication	[ ]
196	300	Publication fee for republication	[ ]
089	200	Filing application for patent term adjustment	[ ]
090	400	Request for reinstatement of term reduced	[ ]
Other fee (specify)			

\*Reduced by Basic Filing Fee Paid

**SUBTOTAL \$ 0.00**

SUBMITTED BY:			<i>Complete (if applicable)</i>		
NAME AND REG. NUMBER		Richard Wydeven, Registration No. 39,881			
SIGNATURE			DATE	10/11/01	DEPOSIT ACCOUNT USER ID 02-2135